

SECOND REGULAR SESSION

SENATE BILL NO. 602

93RD GENERAL ASSEMBLY

INTRODUCED BY SENATOR CALLAHAN.

Pre-filed December 1, 2005, and ordered printed.

TERRY L. SPIELER, Secretary.

3755S.011

AN ACT

To amend chapter 162, RSMo, by adding thereto one new section relating to school district boundaries.

Be it enacted by the General Assembly of the State of Missouri, as follows:

Section A. Chapter 162, RSMo, is amended by adding thereto one new
2 section, to be known as section 162.432, to read as follows:

162.432. 1. For the purpose of this section only:

2 (1) The term "urban school district" shall mean a school district
3 containing most or all of a home rule city with more than four hundred
4 thousand inhabitants and located in more than one county; and

5 (2) The term "seven-director school district" shall mean a school
6 district with an average daily attendance, as such term is defined in
7 section 163.011, RSMo, of at least ten thousand five hundred students
8 and containing the majority of any home rule city with more than one
9 hundred thirteen thousand two hundred but fewer than one hundred
10 thirteen thousand three hundred inhabitants.

11 2. Notwithstanding any provision of law to the contrary,
12 qualified voters who reside in an urban school district and also in any
13 home rule city with more than one hundred thirteen thousand two
14 hundred but fewer than one hundred thirteen thousand three hundred
15 inhabitants may petition to annex the territory of such urban school
16 district that is located in any such home rule city to the adjoining
17 seven-director school district. The annexation and change in school
18 boundaries shall conform to the city boundary lines in which the voters
19 reside and the boundary lines of the adjoining seven-director school
20 district.

21 3. Ten percent of the number of voters who voted in the last

22 annual school board election and who reside in an urban school district
23 and also in any home rule city with more than one hundred thirteen
24 thousand two hundred but fewer than one hundred thirteen thousand
25 three hundred inhabitants may petition the adjoining seven-director
26 school district for annexation to that district and a change of school
27 boundaries. The petition for annexation and boundary change shall
28 define adequately the physical territory to be annexed.

29 4. Upon the submission of the petition to the school board
30 secretary of the adjoining seven-director school district, the seven-
31 director school district board shall have ninety days to act upon the
32 petition. A majority vote by the seven-director school board shall be
33 required to accept the petition for annexation and a change of school
34 boundaries. Upon acceptance, an election shall be held in the territory
35 petitioned for annexation and boundary change. The election shall be
36 held within one year after the vote of acceptance by the seven-director
37 school board. The secretary of the seven-director school district board
38 shall notify the secretary of the board of the urban school district of
39 the acceptance of the petition and the date of the election. The
40 question may be submitted on a municipal election date, August
41 primary date, or November general election date. The question shall
42 be submitted in substantially the following form:

43 Shall the (insert territory to be annexed) portion of the
44 (insert name of school district) school district be annexed to
45 the (insert name of school district) school district effective the
46 day of,?

47 ☐ YES ☐ NO

48 The annexing seven-director school district shall incur the cost of the
49 election. The voters in the territory subject to annexation and school
50 boundary change shall decide the question by a majority vote of those
51 who vote upon the question. If assent to the annexation and boundary
52 change is given by the annexing territory, the annexation and boundary
53 change shall go into effect the subsequent fifteenth day of June, at
54 which time the school tax property levy in the annexed territory shall
55 be set at the same rate as the school tax levy in the annexing seven-
56 director school district.

57 5. The apportionment of property shall be governed by sections

58 **162.031 and 162.041. The annexing seven-director school district, upon**
59 **the annexation of the territory from the urban school district, shall**
60 **possess the discretion to apportion the school property and facilities**
61 **in the annexed territory that are necessary to serve the educational**
62 **needs of the residents in the annexed territory.**

✓

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